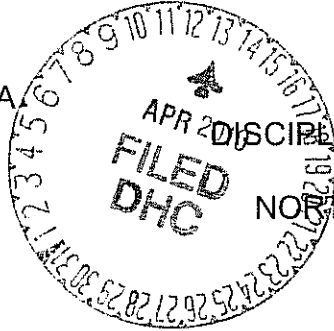


NORTH CAROLINA
WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
09 DHC 18

THE NORTH CAROLINA STATE BAR,)	
Plaintiff)	
)	
v.)	COMPLAINT
)	
SYBIL H. BARRETT,)	
Attorney,)	
Defendant)	

Plaintiff, complaining of Defendant, alleges and says:

1. Plaintiff, the North Carolina State Bar (hereinafter "State Bar"), is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted it in Chapter 84 of the General Statutes of North Carolina, and the Rules and Regulations of the North Carolina State Bar promulgated thereunder.

2. Defendant, Sybil H. Barrett (hereinafter "Defendant"), was admitted to the North Carolina State Bar on March 22, 2003 and is, and was at all times referred to herein, an Attorney at Law licensed to practice in North Carolina, subject to the rules, regulations, and Rules of Professional Conduct of the North Carolina State Bar and the laws of the State of North Carolina.

Upon information and belief, the State Bar alleges:

3. During the times relevant herein, Defendant actively engaged in the practice of law in the State of North Carolina and maintained a law office in Charlotte, Mecklenburg County, North Carolina.

4. On July 17, 2007 Defendant represented the buyer and lender at the closing of the sale of property located at 11928 Little Stoney Court in Charlotte, North Carolina.

5. The buyer borrowed a portion of the purchase price from the seller as a seller's loan.

6. Defendant knew that the buyer borrowed a portion of the purchase price from the seller.

7. Defendant purposefully represented on the HUD-1 Settlement Statement that the proceeds of the seller's loan to the buyer were a down payment made by the buyer.

8. Defendant knew her representation on the HUD-1 Settlement Statement that the proceeds of the seller's loan to the buyer were a down payment made by the buyer was a false representation.

THEREFORE, Plaintiff alleges that Defendant's foregoing actions constitute grounds for discipline pursuant to N. C. Gen. Stat. §84-28(b)(2) in that Defendant violated one or more of the Rules of Professional Conduct in effect at the time of the conduct as follows:

- (i) By falsely representing on the HUD-1 Settlement Statement that the proceeds of the seller's loan to the buyer were a down payment made by the buyer, Defendant committed a criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects in violation of Rule 8.4(b) and engaged in conduct involving dishonesty, fraud, deceit or misrepresentation in violation of Rule 8.4 (c).

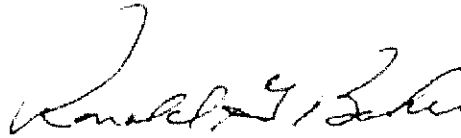
WHEREFORE, the State Bar prays that

1. Disciplinary action be taken against Defendant in accordance with N. C. Gen. Stat. §84-28(c) and 27 N.C.A.C. 1B §.0114 as the evidence on hearing may warrant,

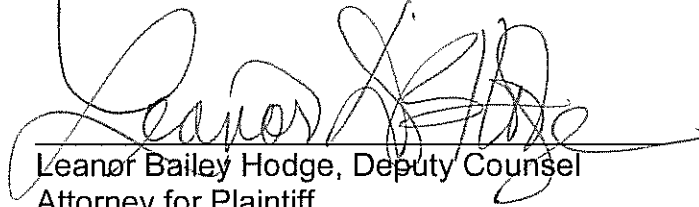
2. Defendant be taxed with the costs permitted by law in connection with this proceeding, and

3. For such other and further relief as is appropriate.

This the 13th day of April 2010.



Ronald G. Baker, Sr., Chair
Grievance Committee



Eleanor Bailey Hodge, Deputy Counsel
Attorney for Plaintiff
The North Carolina State Bar
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